



Delaware Thoroughbred Racing Commission Minutes of Regular Meeting Held February 24, 2006

A regular meeting of the Delaware Thoroughbred Racing Commission was held at 10:30 AM on February 24, 2006 in the Horseman's Office, 2nd floor conference room, at Delaware Park, 777 Delaware Park Boulevard, Wilmington, Delaware 19804

The following Commission members were present:

Bernard J. Daney, Chairman
W. Duncan Patterson, Jr., Secretary and Commissioner
H. James Decker, Commissioner
Debbie Killeen, Commissioner
Edward J. Stegemeier, Commissioner

The following individuals also were present:

Patricia Murphy, Esq., DOJ, Commission Counsel	William Fasy, Delaware Park, Chief Operating Officer
Michael T. Scuse, Secretary of Agriculture	Greg Petkiewicz, Delaware Park, Sr. V. P. Track Operations
John F. Wayne, DTRC, Executive Director	Joe Rudisill, Delaware Park, Sr. V. P. of Compliance
Francis Swift, DTRC, Investigator	Sam Abbey, Delaware Park, Racing Secretary
John T. Peters, D.V.M. Supervising Commission Veterinarian	Ken Brown, Delaware Park, Track Superintendent
Fritz Burkhardt, DTRC, Associate Steward	Joe Strug, Dalare Assoc., Lab Director
Madeline Locke, DTHA, Treasurer	

1. WELCOME AND CALL TO ORDER

Chairman Daney called to order the meeting at 10:20 AM and welcomed those in attendance.

2. APPROVAL OF MINUTES

Minutes of the meeting held January 10, 2006 were distributed for review and upon a motion duly made and seconded the minutes were approved as submitted.

3. OLD BUSINESS

Metabolic Alkalosis Workshop

Recommendation from the Metabolic Alkalosis Workshop (held February 21, 2006) were approved as submitted, as follows:

Recommendation and consensus reached by workshop group to the DTRC for consideration at their February 24, 2006 meeting.

Modified Option 1:

All horses report to ~~the~~ a Detention Barn for designation. Once they report, the Stewards will randomly select those horse(s) to be tested. All horses will be permitted to continue to the paddock. After samples are obtained from the randomly selected horse(s), those race entrants will be released to report to the paddock for race preparation. Results of the pre-race testing will be reported to the Stewards prior to those horses arriving at the paddock. If a violation of base excess levels is detected, then that horse would be scratched and a follow-up investigation would take place. A grace period is recommended during the initial start of the program for a time period to be determined prior to placing sanctions against the horse and trainer.

Discussion and clarification on the Workshop's recommendation centered around the following:

- A. This will take place prior to each race?
Yes. Five minutes per horse. Start with one horse per race and willing to go as high as three. After the blood is drawn the horse is released to the paddock. If the horse tests positive the Veterinarian will call the Stewards to scratch the horse.
- B. Why a grace period?
A learning curve period of time to include 100-130-150 horses tested. There was a sense at the workshop that the horsemen were not confident in the testing procedures and the grace period was a sort of compromise. A period to develop a hypothesis of what the base excess level should be for thoroughbred. Mr. Strug commented that his conclusion, after meeting with Dr. Soma, this test is not proof positive that milkshaking had occurred but shows that alkalizing elements are present. After the grace period is concluded, then the data would be analyzed, a benchmark created and the Commission's position on violations would be much more solidified.
- C. All horses go to a detention area?
Yes.

3. OLD BUSINESS

Metabolic Alkalosis Workshop (Continued)

- D. What barn?
Half of Barn 41. 24 stalls – but may only need 12 stalls.
- E. How will the random selection take place?
Steward's will shake the pills.
- F. If we do only pre-race testing there's a chance we'll never test the winner of the race.
When used as a deterrent we needn't be concerned about testing the winner of the race.
- G. Why are we putting the horse on the Veterinarian's list?
For health reasons; especially as the community in general views this, as we do, as an animal humane issue.
- H. What are the considerations regarding sanctions? Are we in need of a motion in order to move on this or is this under the direction of the Stewards?
Commission Counsel reminded the Commission that sanctions are under the discretion of the Stewards.

4. NEW BUSINESS

Jockeys' Health & Welfare Benefit Board

On February 13, 2006 the Delaware Jockeys' Health & Welfare Benefit Board authorized payment to the Jockey's Guild for the first six months of 2005 in the amount of \$159,063.00.

Report from Delaware Park Operations

Mr. Petkiewicz, Sr. Vice President of Track Operations, delivered the report to the Commission.

5. REPORT FROM RACING ADMINISTRATOR

New Jersey Workers' Compensation Insurance Coverage For Horse Racing Industry Employees

A copy was distributed to the Commission for their reference of New Jersey's regulations.

Kentucky Red (Carbazochrome)

The use of Kentucky Red under rule 15.12.1.2 is a prohibited practice.

15.12.1.2: The possession and/or use of a drug, substance, or medication on the premises of a facility under the jurisdiction of the regulatory body that has not been approved by the United States Food and Drug Administration (FDA) for use in the United States.

Fair Hill Meeting February 21, 2006 Equine Herpes Virus

A meeting at Fair Hill on February 21, 2006 in reference to recent outbreaks of equine herpes virus was well attended.

5. REPORT FROM RACING ADMINISTRATOR (Continued)

Emergency Procedures

As a result of the recent reported outbreaks in the Mid Atlantic Region and elsewhere regarding the detection of Equine Herpes Virus, also known as Rhinopneumonitis, a plan to minimize any threat of equine diseases and containment was considered a priority. On February 22, 2006 a memorandum was issued subject to emergency procedures and recommendations to the handling of any Equine Medical emergencies related to containment of horses determined to be suffering or carrying an infectious disease.

License Fee Survey

As requested by this Commission a license fee survey was conducted. As a result of the information compiled from the survey a recommended range was created.

Summary of Activity Report

Summary of Activity Report was submitted to the Commission.

6. ADJOURNED TO EXECUTIVE SESSION

At 11:55 AM upon a motion duly made, seconded and unanimously carried, the Commission adjourned to Executive Session to discuss personnel related matters.

7. RETURNED TO PUBLIC SESSION

The Commission was returned to public session at 12:20 PM.

8. MEETING ADJOURNED

There being no further business to come before the Commission, upon a motion duly made, seconded and unanimously carried, Chairman Daney adjourned the meeting at 12:45 PM.